## UNITED STATES DISTRICT COURT

## **SOUTHERN DISTRICT OF OHIO – Cincinnati Division**

THE KROGER CO., : Civil Action No. 1:24-cv-00438-DRC

Plaintiff, : Judge Douglas R. Cole

:

.

THE FEDERAL TRADE COMMISSION, et al.,

vs.

:

Defendants.

## NOTICE OF FILING DECLARATION

Please take notice that Plaintiff, The Kroger Co., has caused the filing of the Declaration of Service of Attorney Daniel M. Lifton.

Dated: September 6, 2024 Respectfully submitted,

/s/ Nathaniel Lampley, Jr.

Nathaniel Lampley, Jr. (0041543) Petra G. Bergman (0097990)

Vorys, Sater, Seymour and Pease LLP 301 East Fourth Street, Suite 3500

Cincinnati, Ohio 45202 Telephone: 513-723-4000 nlampley@vorys.com pgbergman@vorys.com

Daniel M. Lifton (admitted pro hac vice)

Weil, Gotshal & Manges, LLP

767 Fifth Avenue

New York, New York 10153 Telephone: 212-310-8070

daniel.lifton@weil.com

Joshua M. Wesneski (admitted pro hac vice)

Mark A. Perry (admitted pro hac vice)

Weil, Gotshal & Manges, LLP

2001 M St NW #600 Washington, DC 20036

Telephone: 202-682-7248

joshua.wesneski@weil.com

Bambo Obaro (admitted *pro hac vice*) Weil, Gotshal & Manges, LLP 201 Redwood Shores Parkway Redwood Shores, CA 94065 Telephone: 650-802-3083 bambo.obaro@weil.com

Attorneys for Plaintiff

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 6th day of September, 2024, I filed the foregoing electronically through the CM/ECF system, causing all parties of record to be served by electronic means.

/s/ Nathaniel Lampley, Jr.
Nathaniel Lampley, Jr.